

HOUSE BILL No. 1611

DIGEST OF INTRODUCED BILL

Citations Affected: IC 12-17.2-5-7.5.

Synopsis: Child care home limits. Excludes certain children from being counted for purposes of determining whether the number of children present in a child care home exceeds the limit for which the child care home is licensed.

Effective: July 1, 2003.

Whetstone, Bottorff

January 16, 2003, read first time and referred to Committee on Human Affairs.

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First Regular Session 113th General Assembly (2003)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2002 Regular or Special Session of the General Assembly.

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HOUSE BILL No. 1611



A BILL FOR AN ACT to amend the Indiana Code concerning human services.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 12-17.2-5-7.5 IS AMENDED TO READ AS
- 2 FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 7.5. (a) The license
- 3 issued to a person for the operation of a child care home under section
- 4 7 of this chapter shall indicate whether the child care home is licensed
- 5 as a class I child care home or a class II child care home.
- 6 (b) A person who:
 - 7 (1) holds a license to operate a class I child care home; and
 - 8 (2) at any time serves a number of children greater than the
 - 9 number allowed under IC 12-7-2-33.7;
- 10 is subject to sanctions under section 33 of this chapter, a civil penalty
- 11 under section 34 of this chapter, and the criminal penalty set forth in
- 12 section 35 of this chapter.
- 13 (c) A person who:
 - 14 (1) holds a license to operate a class II child care home; and
 - 15 (2) at any time:
 - 16 (A) serves a number of children greater than the number
 - 17 allowed under IC 12-7-2-33.8; or



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(B) fails to comply with the requirements for class II child care homes set forth in section 6.5 of this chapter; is subject to sanctions under section 33 of this chapter, a civil penalty under section 34 of this chapter, and the criminal penalty set forth in section 35 of this chapter.

(d) A child, related or unrelated to the person operating the child care home:

- (1) who is at least eleven (11) years of age;**
 - (2) for whom a child care home does not receive compensation; and**
 - (3) who is not present in a child care home on a regular basis for the purpose of receiving child care;**
- shall not be counted for purposes of determining whether the number of children present in the child care home exceeds the limit specified in IC 12-7-2-33.7 or IC 12-7-2-33.8.**

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